

TIVERTON TOWN COUNCIL AGENDA

Tiverton Town Hall

343 Highland Road

Tiverton, Rhode Island 02878

Regular Meeting: Monday, January 14, 2013 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 forty-eight (48) hours in advance of the meeting date.

DATE POSTED: 01-10-2013

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

**Edward Roderick-President Joan B. Chabot Denise M.
deMedeiros-Vice President William P. Gerlach
James J. Arruda Jay J. Lambert
Brett N. Pelletier**

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in

its normal sequence on the agenda.

**TOWN COUNCIL PROCLAMATION RECOGNIZING CARDI'S
FURNITURE**

4. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

**(C.A.) 1. a. Approval of Minutes From Regular Council Meeting
December 10, 2012**

b. Approval of Executive Session Minutes of December 10, 2012

c. Approval of Special Meeting January 7, 2013

**(C.A.) 2. Receipt of Minutes from the Following Boards,
Commissions**

a. Board of Canvassers (6)

b. Wastewater Management (2)

c. Historical Cemeteries

d. Library Board of Trustees

e. Tiverton Prevention Alliance

f. Art Council (2)

g. Pocasset Cemetery Commission

h. Planning Board (2)

(C.A.) 3. Correspondence – Receive and File

**a. Sakonnet River Bridge Resolution From City of Fall River
Regarding Tolls**

- b. Sakonnet River Bridge Resolution From Town of Portsmouth Regarding Tolls**
- c. City of Fall River City Council Veterans Liaison Regarding Sakonnet River Bridge**
- d. Evan Smith, President & CEO of Discover Newport Submitting Letter by Diane Hurley, CEO of Newport Grand Regarding Tolls on Sakonnet River Bridge**

(C.A.) 4. Kate Michaud, Planning Board Administrative Officer's December Activity Report

(C.A.) 5. Denise Saurette, Treasurer – November 2012 Revenue and Budget Reports

(C.A.) 6. Tiverton Conservation Commission – Notice of Workshop Regarding State of Our Waters

Wednesday, January 16th, 2013

A-7 OPEN PUBLIC FORUM FOR ANNOUNCEMENTS, COMMENTS, QUESTIONS

B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS

1. Marcel Valois, Economic Development Foundation – Update of Progress and Direction of Tiverton Business Park

C. BOARD OF LICENSING

1. Jeffrey T. Nagle, 330 So. Christopher– Requests Approval of Annual Renewal of Private Detective License - Subject To Meeting All Legal Requirements

D - APPOINTMENTS & RESIGNATIONS:

1. Interviews for Boards and Commission Vacancies Advertised For Appointments on January 14th

a. Economic Development – Michael S. Burk, 67 Durfee Road

b. Stone Bridge Committee – Mary Ziepniewski, 1723 Main Road

2. Appointments to Boards and Commissions

a. Juvenile Hearing Board – One Vacancy for Alternate Expiring 10/13/2013

Applicant - Donna Cook, 192 Hilton Street

b. Stone Bridge Committee – One Vacancy Expiring 4/15/2015

Applicant - Harris Gruber, 345 Hancock Street

c. Economic Development – One Vacancy Expiring 7/15/2015

Applicants –

Susan Gill, 1392 Main Road

Michael S. Burk, 67 Durfee Road

E - UNFINISHED BUSINESS:

1. Councilor Gerlach – Current Status of Stafford Pond Water Quality

– Continued From December 10th Meeting – Solicitor's Response

2. Town Administrator – Sale of Nonquit School

- a. Submitted Proposals – (5)**
- b. Approval of Purchase and Sale Agreement**

F – FINANCIAL BUSINESS:

- 1. Councilor deMedeiros – Review of Proposed 2013/14 Budget**
- 2. Town Administrator – Distribution of Updated 2013/14 Proposed Budget**

G - NEW BUSINESS:

- 1. Philomena Santos-Higgins, Development Director Cystic Fibrosis Foundation – Request Council Authorization for 62 and 25 Mile Bicycle Ride in East Bay on Saturday, September 28, 2013 from 7:30a.m. to 2:00 p.m. to Start and Finish at Sakonnet Vineyards**
 - a. Police Chief Blakey Recommendation**

2. Jeffrey Belli – Solution to Abuse of the PAYT Free Bag Program

3. Councilor Arruda – Reports From Town Departments to Council

H – BIDS AND REQUESTS FOR PROPOSALS

1. Town Administrator – Approval of Bid Award for Pump Out Boat for \$53,665 to Baysails Marine, Inc. Wellfleet, Ma – Subject To Meeting All Legal Requirements

I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

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K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

L- TOWN CLERK ITEMS AND ANNOUNCEMENTS

1. Approval of Resolution Requiring Voter ID at Local Financial Town Referendum

5. CLOSED EXECUTIVE SESSION

1. Special Counsel Matthew Oliverio – 42-46-5(a)(2) – Litigation - O'Dell et. al. v. David Robert in His Capacity as Tax Assessor for the Town of Tiverton, Rhode Island and the Town of Tiverton Case Number NC2010-0517

2. Town Solicitor – 42-46-5(a)(2) – Litigation – James Pelletier/Tiger Tree vs Tiverton

3. Town Solicitor – 42-46-5(a)(2) – Potential Litigation – Site Ready Materials and Recycling Co.

4. Town Solicitor – 42-46-5(a)(2) – Quarterly Litigation Report/Auditor

Opinion Letter

5. Councilor Pelletier - Personnel – 42-46-5(a)(1) – Performance Evaluation of Town Administrator Notice Provided

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended

6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”